

STATE	<u>LA</u>	A
DATE REC'D	<u>12-29-89</u>	
DATE AP'D	<u>1-26-90</u>	
DATE EFF	<u>10-1-89</u>	
HCIA #	<u>89-39</u>	

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE LOUISIANA

Attachment 1.2-A  
Page 1

# STATE AGENCY ORGANIZATION AND FUNCTIONS

## A. Description of the State Agency

The Executive Reorganization Acts of 1976 and 1977, which created the Department of Health and Human Resources and mandated its comprehensive responsibilities for developing and providing health, medical and social services for the prevention of disease, improvement of social conditions, the rehabilitation of handicapped persons and protection of the environment, was abolished by Act 1 of the First Extraordinary Legislative Session of 1988. This Act also provided for the reorganization of state government including the creation of the Department of Health and Hospitals and Department of Social Services and the transfer of the agencies and functions formerly within the Department of Health and Human Resources to these new Departments. As set forth in Act 1, the Department of Health and Hospitals is the designated agency responsible for developing and providing the health and medical services for the prevention of disease for the citizens of the State. All offices, officers and their powers, duties, functions, and responsibilities necessary to the Department's mission are provided for in the Act.

As mandated by Act 1, the composition of the Department of Health and Hospitals includes the following: the executive office of the secretary, the office of public health, the office of hospitals, the office of charity hospital of Louisiana at New Orleans and the office of mental health, mental retardation and prevention of and recovery from alcohol and drug abuse. Subsequently, the office of management and finance within the Department was created by Act 772 of the 1988 regular legislative session. Acts 1 and 772 specify that the officers of the Department shall be the secretary, undersecretary, assistant secretaries, and if appointed, the deputy secretary.

Acts 89 and 140 of the 1989 Regular Legislative Session subsequently clarified two additional areas of responsibility for the Department by transferring the licensure of child care facilities from the Department of Social Services and by resolving conflicting language regarding the administration of the federal Developmental Disabilities Act. This latter function was transferred from the Office of Mental Health, of Mental Retardation, and Prevention of and Recovery from Alcohol and Drug Abuse to the Office of the Secretary.

TN # 89-39  
Supersedes  
TN # 79-23

Approval  
Date 1-26-90

Effective  
Date 10-1-89

STATE <u>LA</u>	A
DATE REC'D <u>12-29-89</u>	
DATE APP'D <u>1-26-90</u>	
DATE EFF <u>10-1-89</u>	
HCLA 117 <u>89-39</u>	

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE LOUISIANA

Attachment 1.2-A  
Page 2

STATE AGENCY ORGANIZATION AND FUNCTIONS

Attachment 1.2-A sets forth the organizational structure for the Department of Health and Hospitals, reflecting the major program offices outlined above. The Secretary of the Department, who is appointed by the Governor with the consent of the Senate, provides general supervision to the Assistant Secretaries. Each Assistant Secretary is responsible for the specific direction of his respective program office. The Assistant Secretaries have the authority to employ, appoint, remove, assign, and promote personnel necessary for the efficient administration of the office and the performance of its powers, duties, functions, and responsibilities.

The following is a brief discussion of the functions and the programs of each Office:

OFFICE OF THE SECRETARY

The Secretary shall direct and be responsible for the Medical Assistance Program (Title XIX of the Social Security Act). Also, the Secretary is responsible for those functions related to the licensing of health facilities, including nursing homes and hospitals; licensing of institutions for the mentally retarded; the distribution of controlled dangerous substances; licensing of child care institutions, and day care centers and agencies; and any required certification for Medicare or Medicaid funding, except client eligibility determinations. In addition, the administration of the Health Education Authority of Louisiana is the responsibility of the office of the secretary.

OFFICE OF MANAGEMENT AND FINANCE

The Office of Management and Finance is under the direction of the Undersecretary who is appointed by the governor with the consent of the Senate. The Undersecretary is responsible to and performs his duties under the supervision of the Secretary of the Department. As mandated by Act 772 this Office is responsible for accounting and budget control, procurement and contract management, data processing, management and program analysis, personnel and grants management, facility construction and consulting services, and policy, planning and evaluation for the Department and its offices. The Undersecretary is authorized to employ, appoint, remove, assign, and promote personnel necessary for the efficient administration of the office and the performance its assigned functions.

TN # 89-39  
Supersedes  
TN # 79-23

Approval  
Date 1-26-90

Effective  
Date 10-1-89

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE LOUISIANA

STATE	<u>LA</u>	A
DATE REC'D	<u>12-29-89</u>	
DATE APP'D	<u>1-26-90</u>	
DATE EFF	<u>10-1-89</u>	
ATTACHMENT # <u>89-39</u>		

Attachment 1-2-A

Page 3

STATE AGENCY ORGANIZATION AND FUNCTIONS

OFFICE OF PUBLIC HEALTH

The Office of Public Health is responsible for the public health functions relating to the preparation and enforcement of the state sanitary code, sewerage treatment and disposal, and to the general health of the people of the state including administration of local health units, supplemental food program for women, infants, and children, physical fitness and related functions affecting the public health. This Office is also responsible for those functions of the state provided by law relating to environmental quality and pollution control with the exception of those functions assigned to the office of environmental affairs in the Department of Environmental Quality.

THE OFFICE OF CHARITY HOSPITAL OF LOUISIANA AT NEW ORLEANS

The Office of Charity Hospital of Louisiana at New Orleans is responsible for the functions relating to the administration, management, and operation of Charity Hospital of Louisiana at New Orleans and its facilities, and to the care and treatment of the medically indigent persons in privately owned hospitals and institutions.

THE OFFICE OF HOSPITALS

The Office of Hospitals is responsible for the functions relating to the administration and management of state hospitals, emergency, medical services, and the care and treatment of the medically indigent population of the state in privately owned hospitals and institutions.

OFFICE OF HUMAN SERVICES

The Office of Human Services is the state agency responsible for performing all those functions relating to the prevention, detection, treatment, rehabilitation, and follow-up care of persons with a mental or emotional illness. It has responsibility for the administration of residential and outpatient care facilities of the state for the mentally and emotionally ill. Its other major program responsibility deals with the care, diagnosis, treatment, training, case management, and education of the mentally retarded, the developmentally disabled, and the autistic. It is responsible for the administration of residential and day care facilities of the State for the mentally retarded and developmentally disabled. It is also responsible for performing the functions of the state relating to the care, diagnosis, treatment, training, and education of alcohol and drug abuse patients and administering the alcohol and drug abuse programs in the state.

TN # 89-39  
Supersedes  
TN # 79-23

Approval  
Date 1-26-90

Effective  
Date 10-1-89

STATE AGENCY ORGANIZATION AND FUNCTIONS

B. Description of Powers and Duties of State Agency

The state agency and its offices under the administration and control of the Secretary shall provide the health and rehabilitative services and activities of the state in all its parishes and for such purposes:

- (1) Represent the public interest in the administration of this Act and be responsible to the Governor, the legislature and the public.
- (2) Develop, promulgate and amend rules and regulations necessary for the administration of the functions of the department, except as otherwise prohibited by law.
- (3) Organize, plan, supervise, direct, administer, execute, and be responsible for the functions and programs vested in the department, in the manner and to the extent provided by Act 1 of the 1988 Extraordinary Legislative Session
- (4) Advise the Governor on problems concerning the administration of the department.
- (5) Act as the sole agent of the state to cooperate with the federal government in the administration of federal funds granted to the state, the department or any office thereof and with other state and local agencies in matters of mutual concern or to aid in the furtherance of any function of the department or its offices.

STATE <u>LA</u>	A
DATE REC'D <u>12-29-89</u>	
DATE APPV'D <u>1-26-90</u>	
DATE EFF <u>10-1-89</u>	
HCFA 179 <u>89-39</u>	

TN # 89-39 Approval Date 1-26-90 Effective Date 10-1-89  
Supersedes  
TN # 79-23

STATE	LA
DATE REC'D	12-29-89
DATE APPV'D	1-26-90
DATE EFF	10-1-89
HCFA 179	89-39

A

*Supersedes 79-23*

DEPARTMENT OF HEALTH AND HOSPITALS

Secretary
Deputy Secretary

